

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO.4 OF 2006

Office notes, office Memoranda
of Coram, appearance, Court's
orders or directions and
Registrar's orders.

Court's or Judge's orders.

Mr.D.S.Salvi for the applicant.
Mr.A.H. Ponda for the Respondent.

CORAM : R.S. MOHITE, J.
DATED : 09/1/2006.

P.C.

1. Heard both sides.

2. Rule. By consent, rule made
returnable forthwith.

3. This revision application is filed
by Union of India for quashing and
setting aside the order dated
22.12.2005 passed by the Sessions Judge
relaxing the condition of bail granted
by the Magistrate to respondent No.1
vide his order dated 24.8.2004. By the
impugned order, the respondent has been
allowed to go abroad to Dubai for a

period of two months to remain with her husband and son from the date when she leaves India subject to several conditions as contained in the order. The conditions imposed includes furnishing additional local surety of Rs.5/- lacs and deposit of additional cash amount of Rs.7/-lacs. The A.P.P. appearing on behalf of the Union of India states that gold was weighing 30-KG. and currency was worth Rs.1,77,865/- have already been seized. That, in the case of conviction the maximum fine amount could be approximately Rs.20/-lacs. The advocate for the respondent no.1 states that the security for the amount of Rs.15/-lacs have already been directed to be furnished. The Advocate for the applicant states that further security to the tune of Rs.5/- lacs would suffice the purpose. In the circumstances, the order is confirmed subject to modification that in stead of furnishing additional local surety of Rs.5/- lacs the respondent No.1 will

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furnish one or two local sureties for the amount of Rs.10/- lacs. Rule is made absolute accordingly. It is made clear that all other conditions imposed in the impugned order are confirmed.

(R. S. MOHITE, J.)